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Docket No.: ENDOV-51200
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

In re Application of

Timothy A.M. Chuter

Serial No. 09/560,012

Filing Date: April 27, 2000

For: MODULAR BIFURCATED GRAFT
FOR ENDOVASCULAR ANEURYSM
REPAIR

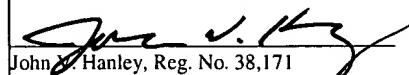
Date: March 7, 2003

Examiner: Snow, Bruce Edward

Art Unit: 3738

Certificate of Mailing Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on March 7, 2003.


John X. Hanley, Reg. No. 38,171

RENEWED PETITION UNDER 37 CFR 1.137(b)

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TECHNOLOGY CENTER R3700

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This paper is being submitted within two months of the mailing date of the non-final decision to dismiss Applicant's petition under 37 C.F.R. 1.137(b). Filed concurrently herewith is an Amendment and a Request for Continued Examination.

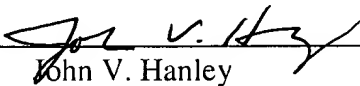
The above-identified application became abandoned for failure to file a timely and proper reply to a notice of action by the United States Patent and Trademark Office. The date of abandonment is August 25, 2002, the day after the expiration date of the period set for reply in the May 24, 2002 Office action.

The entire delay in filing the required reply from the due date or the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. Notably, a first petition was filed on December 16, 2002 or within one week of the receipt of the Notice of

Abandonment mailed December 6, 2002. As stated, the present paper is being filed within the time limit set forth in the dismissal of the first petition. As the first petition was not a final agency action under 5 U.S.C. § 704, it is not believed that any fee is due in connection with this paper. However, authorization is hereby provided to charge our Deposit Account No. 06-2425 any fees that may be due in connection with this filing.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: 
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